

Message Text

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62

ACTION DLOS-06

INFO OCT-01 IO-13 ISO-00 OIC-02 FEA-01 ACDA-10 AGR-10

AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-02 COME-00

DODE-00 DOTE-00 EB-07 EPA-04 ERDA-07 FMC-02 TRSE-00

H-02 INR-07 INT-05 JUSE-00 L-03 NSAE-00 NSC-05 NSF-02

OES-06 OMB-01 PA-02 PM-04 PRS-01 SP-02 SS-15 USIA-15

SAL-01 AF-08 ARA-10 EA-09 EUR-12 NEA-10 /192 W

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FROM US DEL LOS

E.O. 11652: N/A

TAGS: PLOS

SUBJECT: CLOSING PLENARY 17 SEPTEMBER

SUMMARY. FIFTH SESSION OF LOS CONFERENCE CLOSED
17 SEPTEMBER WITH PLENARY RECEIVING REPORTS OF WORK
BY COMITE CHAIRMEN FOLLOWED BY ADOPTION OF GENERAL
COMITE DECISIONS ON NEXT SESSION. END SUMMARY.

1. CLOSING PLENARY SESSION OF LOS CONFERENCE 17 SEPTEMBER
RECEIVED COPIES OF EACH COMITE CHAIRMAN'S REPORT OF WORK
ACCOMPLISHED DURING THIS SESSION. REPORTS, WHICH WERE
DELIVERED VERBATIM BY TWO CHAIRMEN AND QUOTED FROM AT
LENGTH BY YANKOV (COMITE III) ARE CONTAINED IN UN DOCUMENTS
A/CONF. 62/L.16 FOR COMITE I AND L.17 AND L.18 FOR OTHERS.
THUS, THE NEGOTIATING TEXT FOR NEXT SESSION REMAINS THE
RSNT WITH THESE REPORTS APPENDED.

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2. AMERASINGHE, IN AFTERNOON SESSION WHICH EXTENDED INTO

EARLY EVENING, PLACED BEFORE PLENARY THE CONSENSUS DECISIONS OF THE GENERAL COMITE ON NEXT SESSION: COMMENCE 23 MAY IN NEW YORK FOR SEVEN WEEK SESSION WITH OPTION TO EXTEND TO EIGHT WEEKS IF CONFERENCE DECIDES. THIS WAS ADOPTED BY PLENARY.

3. PLENARY ADOPTED, WITH SLIGHT MODIFICATIONS, THE PROCEDURES AND ORGANIZATION OF WORK FOR THE NEXT SESSION WHICH HAD BEEN SUBMITTED BY THE GENERAL COMMITTEE, (REPORTED SEPTEL). THERE WERE NUMEROUS INTERVENTIONS ON BOTH THE REPORTS AND PROCEDURES; THE MOST SIGNIFICANT BEING:

(A) TANZANIA AND KENYA STATEMENTS THAT WHILE CONSENSUS WAS DESIRABLE AT NEXT SESSION VOTING IN ACCORDANCE WITH THE RULES IS STILL POSSIBLE. AMERASINGHE REPLIED THAT THE PROCEDURES OUTLINED FOR NEXT SESSION, (WORK TOWARD DRAFT TREATY BY CONSENSUS BUT NO VOTING), COULD BE CHANGED BY CONFERENCE IF IT SO DECIDED.

(B) PLEAS TO DELEGATIONS BY AMERASINGHE, AUSTRIA (ON BEHALF OF LL/GDS GROUP), AND OTHERS THAT STATES REFRAIN FROM UNILATERAL ACTIONS WHICH MIGHT DESTROY THE CONFERENCE. SOVS AND EE MEMBERS WENT FURTHER BY BLAMING SLOW PROGRESS AT THIS SESSION ON UNILATERAL ACTIONS ALREADY TAKEN.

(C) PRS, MEXICO, CHILE AND PERU ALL INDICATED DISSATISFACTION WITH COMITE I RSNT AND THEIR INTENT TO CHANGE IT NEXT SESSION.

(D) MANY DELEGATIONS EXPRESSED CONCERN OVER SLOW PROGRESS BUT OTHERS, PARTICULARLY SINGAPORE, SAID RESULTS WERE DECEPTIVE, A GREAT DEAL HAD BEEN ACCOMPLISHED INFORMALLY PARTICULARLY BY THE GROUP OF 21 ON LL/GDS PROBLEMS.

(E) STATEMENT BY UNSYG EXPRESSING CONCERN THAT WITH LIMITED PROGRESS AND IF MOVEMENT NOT MADE SOON THERE MAY BE IRREVERSIBLE DEVELOPMENTS. STAGE HAS UNCLASSIFIED

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BEEN REACHED WHERE GOVERNMENTS MUST MAKE FINAL DECISIONS SINCE IF AGREEMENT IS NOT REACHED SOON, ALL HOPES OF AN ORDERLY INTERNATIONAL REGIME WILL BE LOST. WALDHEIM, (AS WELL AS SEVERAL OTHER DELEGATIONS), SAID FAILURE HERE WOULD SEVERELY DAMAGE HOPES OF SOLVING FUTURE GLOBAL PROBLEMS IN AN INTERNATIONAL FORUM.

(F) SOVS (KOZYREV) DELIVERED LENGTHY STATEMENT

(COPY POUCHED TO DEPT) WHICH INCLUDED THE FOLLOWING
ON COMITE I: QUOTE. ACCESS OF STATES TO THE EXPLOITA-
TION OF THE SEABED RESOURCES SHOULD, HOWEVER, BE
LIMITED. WE CONSIDER A PROVISION ON LIMITED ACCESS OF
STATES TO THE SEABED RESOURCES, DIRECTED AGAINST A
POSSIBLE MONOPOLIZATION OF THESE RESOURCES BY ANY
SINGLE STATE OR BY ITS PRIVATE COMPANIES, OR BY
MULTINATIONAL CORPORATIONS AS THE MOST IMPORTANT PRO-
VISION OF PRINCIPLE IN THE ENTIRE SYSTEM OF EXPLOITATION
OF THE SEABED RESOURCES.

WE CAN NEITHER SUPPORT THE IDEA WHICH WOULD MAKE
IT POSSIBLE TO SELECT A CONTRACTOR AMONG DIFFERENT
ENTITIES INCLUDING STATES SINCE SUCH A POSSIBILITY
WOULD NOT BE MERELY A CHOICE BETWEEN A STATE ENTER-
PRISE AND A PERSON, NATURAL OR JURIDICAL, BUT A
CHOICE BETWEEN SOCIO-ECONOMIC STRUCTURES. AS A RESULT
IT WOULD BECOME POSSIBLE TO IGNORE OR DISCRIMINATE
AGAINST ONE OF THE SOCIO-ECONOMIC STRUCTURES.

ACCESS TO THE COMMON HERITAGE OF MANKIND IS NOT
A MERCHANDISE WHICH CAN BE GIVEN TO THE HIGHEST BIDDER,
AS IF IT WERE AN AUCTION.

OUR COUNTRY AS WELL AS MANY OTHER COUNTRIES
ABOLISHED THE PRIVATE CAPITALIST PRINCIPLES OF
"COMPETITION AND SURVIVAL" AND WE CANNOT SUPPORT AN
INTERNATIONAL REGIME WHICH WOULD IMPOSE ON US THE
IMPERATIVENESS OF A COMPETITIVE SYSTEM AS A POLITICAL
CONDITION FOR ACCESS OF OUR PEOPLE TO THE RESOURCES
OF THE COMMON HERITAGE OF MANKIND. ACCESS OF STATES,
OF PRESENT AND FUTURE GENERATIONS OF EVERY PEOPLE TO
THE COMMON HERITAGE OF MANKIND IS AN INTERNATIONAL
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LEGAL AND POLITICAL PRINCIPLE WHICH WE ARE FIRMLY
CONVINCED MUST BE THE FUNDAMENTAL PRINCIPLE OF THE
INTERNATIONAL REGIME FOR THE EXPLOITATION OF THE SEA-
BED RESOURCES. WE PROCEED FROM THE FACT THAT THE
COMMON HERITAGE OF MANKIND DOES NOT BELONG TO A
MAJORITY OR MINORITY OF STATES. IT BELONGS TO
MANKIND AS A WHOLE AND TO EACH AND EVERY PEOPLE. UNQUOTE.
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